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9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,)	No. CR 06-00754 SBA
)	
12 Plaintiff,)	STIPULATION AND
)	ORDER
13 v.)	TO CONTINUE
)	STATUS HEARING
14 FRANCISCO J. GOMEZ, JR.)	
)	Date: May 22, 2007
15 Defendant.)	Time: 9:00 a.m.
)	Court: Hon. Sandra Brown Armstrong
16 _____)	U. S. District Court
17		

18 This matter is currently on calendar for a status hearing on Tuesday, May 22, 2007, at 9:00
19 a.m. The parties jointly stipulate and request that the matter be continued three weeks to the new
20 date of Tuesday, June 12, 2007, 9:00 a.m. for status hearing, and further request that the time
21 between May 22 and June 12, 2007, be excluded from calculations under the Speedy Trial Act, 18
22 U.S.C. §3161(h)(8)(A) and (B)(iv). Defense counsel requires this additional time to conduct further
23 investigations. The parties agree that it is appropriate to afford counsel a brief additional period of
24 time to complete investigations.

25 For this reason, the parties request that the Court find that a continuance is appropriate and
26

1 order that this period of time should be excluded under the Speedy Trial Act, 18 U.S.C. §3161
2 (h)(8)(A) and (B)(iv), because the continuance is necessary to provide defendant with the
3 reasonable time necessary for effective preparation, taking into account the exercise of due
4 diligence.

5
6 SO STIPULATED.

7 Dated: May 18, 2007 /S/

8
9 HILARY A. FOX
Assistant Federal Public Defender

10 SO STIPULATED.

11 Dated: May 21, 2007 /S/

12 MAUREEN BESSETTE
Assistant United States Attorney

13
14 SIGNATURE ATTESTATION

15 I hereby attest that I have on file all holograph signatures indicated by a “conformed” signature
16 (“/S/”) within this efiled document.
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ORDER

Based on the reasons provided in the stipulation of the parties above, the Court hereby FINDS that the ends of justice served by granting of the requested continuance outweigh the best interests of the public and the defendant in a speedy trial, and that the failure to grant the requested continuance would deny defendant Francisco Gomez reasonable time necessary for effective preparation, taking into account the exercise of due diligence. See 18 U.S.C. §3161(h)(8)(A) & (B)(iv).

Based on these findings, IT IS HEREBY ORDERED THAT the hearing that is currently scheduled for May 22, 2007, shall be continued to June 12, 2007, and that the time from May 22 through June 12, 2007, shall be excluded for purposes of the Speedy Trial Act, 18 U.S.C. §3161(h)(8)(A) and (B)(iv).

IT IS SO ORDERED.

Dated: May23, 2007


SAUNDRA BROWN ARMSTRONG
United States District Court